

**FENWICK & WEST LLP**

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FACSIMILE TRANSMISSION**CONFIDENTIAL****COPY****DATE: SEPTEMBER 29, 2003****CLIENT-MATTER No.:20662-07121****To:**

NAME	FAX No.	PHONE No.
Examiner James S. McClellan Group Art Unit 3627 U.S. Patent and Trademark Office.	(703) 872-9327	

FROM: Daniel R. Brownstone PHONE: (415) 875-2358**Registration No. 46,581**

NUMBER OF PAGES WITH COVER PAGE: 12	ORIGINAL WILL NOT FOLLOW
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MESSAGE:

In Re: 09/898,497 – Filed: July 5, 2001
RCE filing In Response to Final Office Action Mailed May 29, 2003

CAUTION - CONFIDENTIAL

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PTO/SB/21 (modified)

Approved for use through xx/xx/xx, OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE


0001/PTO Rev. 10/95	U.S. Department of Commerce Patent and Trademark Office	Application Number	09/898,497
TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>		Filing Date	July 5, 2001
		First Named Inventor	Hirohisa A. Tanaka et al.
		Group Art Unit Number	3627
		Examiner Name	James S. McClellan
Total Number of Pages In This Submission	16	Attorney Docket Number	20662-07121

ENCLOSURES (check all that apply)


<input type="checkbox"/> Fee Transmittal Form (In duplicate) <input type="checkbox"/> Check Enclosed <input type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> Assignment & Recordation Cover Sheet <input type="checkbox"/> Declaration <input type="checkbox"/> Power of Attorney <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Information Disclosure Statement & PTO-1449 <input type="checkbox"/> Copies of IDS Cited References <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Request for Correction of Recorded Assignment <input type="checkbox"/> Amendment/Response: [] Page(s) <input type="checkbox"/> After Final <input type="checkbox"/> Status Request <input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Letter to Chief Draftsperson <input type="checkbox"/> Formal Drawing(s): [] Sheet(s) of Figure(s) [] <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> Petition to Withdraw Holding of Abandonment Under 37 CFR § 1.181 and MPEP § 711.03(c) <input checked="" type="checkbox"/> Copy of RCE and Response B as filed via facsimile on September 29, 2003 <input checked="" type="checkbox"/> Copy of USPTO Auto-Reply Facsimile Transmission
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REMARKS:

SIGNATURE OF ATTORNEY OR AGENT

Signature:			
Attorney/Reg. No.:	Daniel R. Brownstone, Reg. No. 46,581	Dated:	February 3, 2004

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, including the enclosures identified above, is being transmitted on the date shown below via facsimile to: Director, Technology Center 3620, Commissioner for Patents, at the facsimile number indicated below.			
Signature:			
Typed or Printed Name:	Daniel R. Brownstone	Dated:	February 3, 2004
Facsimile Number:	1-703-872-9306		

20662/07121/SF/5114414.1

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CENTRAL FAX CENTER****FACSIMILE TRANSMISSION****FEB 03 2004****CONFIDENTIAL****DATE:** February 3, 2004**CLIENT-MATTER NO.:** 20662-07121**To:**

NAME	FAX NO.	PHONE NO.
Director Technology Center 3620 Commissioner for Patents	(703) 872-9306	(703) 308-1020

FROM: Daniel R. Brownstone**PHONE:** (415) 875-2358**NUMBER OF PAGES WITH COVER PAGE:** 17**ORIGINAL WILL NOT FOLLOW****MESSAGE:****PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 CFR § 1.181 AND MPEP § 711.03(c)****Applicants:** Hirohisa A. Tanaka *et al.***App. No.:** 09/898,497**Filing Date:** July 5, 2001**Title:** METHOD AND APPARATUS FOR LOCATION-SENSITIVE, SUBSIDIZED CELL PHONE
BILLING**Atty. Dkt. No.** 20662-07121**CAUTION - CONFIDENTIAL**

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UNITED STATES
PATENT AND
TRADEMARK OFFICE

TO:

Fax Sender at 2044890864

Fax Information

Date Received:

Total Pages:


9/29/03 7:37:37 PM [Eastern Daylight Time]

12 (including cover page)

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Cover
Page

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09/29/03 16:10 FAX 2044890864		0001
 FENWICK & WEST LLP SAN FRANCISCO OFFICE 275 BATTERY ST., SUITE 1500 SAN FRANCISCO, CA 94111 TEL 415.375.3300 FAX 415.381.1950 WWW.FENWICK.COM		
FACSIMILE TRANSMISSION		
<u>CONFIDENTIAL</u>		
DATE: September 29, 2003		CLIENT-MATTER NO.: 20663-87121
TO:		
NAME	FAX NO.	PHONE NO.
Examiner James S. McCluskey Group Art Unit 3677 U.S. Patent and Trademark Office	(703) 872-9327	
FROM: Daniel R. Brownstone		PHONE: (415) 875-2338
Registration No. 46,581		
NUMBER OF PAGES WITH COVER PAGE: 12		ORIGINAL WILL NOT FOLLOW
MESSAGE:		
In Re. 09/898,497 - Filed: July 5, 2001 RCE filed in Response to Final Office Action Mailed May 29, 2003		
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PTO/SB/17 (10-02) (Modified)

Approved for use through 10/31/2002. OMB 0851-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL
for FY 2003

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$)** 430.00**Complete if Known**

Application Number	09/898,497
Filing Date	July 5, 2001
First Named Inventor	Geoffrey R. Hendrey
Examiner Name	James S. McClellan
Art Unit	3627
Attorney Docket No.	20662-07121

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account:

Deposit Account Number: 19-2555

Deposit Account Name: Fenwick & West LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	140	2005	70	Provisional filing fee	
SUBTOTAL (1)					(\$)
					55.00 DA

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
20**	0	18/9	
3**	0	84/42	

Multiple Dependent

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$)
					0.00

**or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65
1052	50	2052	25
1053	130	2053	130
1812	2,520	2812	2,520
1804	920*	2804	920*
1805	1,840*	2805	1,840*
1251	110	2251	55
1252	410	2252	205
1253	930	2253	465
1254	1,450	2254	725
1255	1,970	2255	985
1401	320	2401	160
1402	320	2402	160
1403	280	2403	140
1451	1,510	2451	1,510
1452	110	2452	55
1453	1,300	2453	650
1501	1,300	2501	650
1502	470	2502	235
1503	630	2503	315
1460	130	2460	130
1807	50	2807	50
1808	180	2808	180
8021	40	2021	40
1809	750	2809	375
1810	750	2810	375
1801	750	2801	375
1802	900	2802	900

Fee Description

COPY

Fee Paid

Surcharge - late filing fee or oath

Surcharge - late provisional filing fee or cover sheet

Non-English specification

For filing a request for ex parte reexamination

Requesting publication of SIR prior to Examiner action

Requesting publication of SIR after Examiner action

Extension for reply within first month

Extension for reply within second month

Extension for reply within third month

Extension for reply within fourth month

Extension for reply within fifth month

Notice of Appeal

Filing a brief in support of an appeal

Request for oral hearing

Petition to institute a public use proceeding

Petition to revive - unavoidable

Petition to revive - unintentional

Utility issue fee (or reissue)

Design issue fee

Plant issue fee

Petitions to the Commissioner

Processing fee under 37 CFR 1.17(g)

Submission of Information Disclosure Stmt

Recording each patent assignment per property (times number of properties)

Filing a submission after final rejection (37 CFR 1.129(a))

For each additional invention to be examined (37 CFR 1.129(b))

Request for Continued Examination (RCE)

Request for expedited examination of a design application

55.

378

Other fee (specify)

SUBTOTAL (3) (\$) 430.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY

Name (Print/Type): Daniel R. Brownstone

Registration No. (Attorney/Agent)

46,581

Complete (if applicable)

Telephone (415) 875-2358

Signature

Date

September 29, 2003